

LAW SECRETARIAT.

No. B. L. 586—R. A. 24-41-7, dated 20th—23rd September 1941.

ORDERS BY THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA UNDER THE PROVISIONS OF RULE 191 OF THE REPRESENTATIVE ASSEMBLY RULES, 1940.

Whereas Messrs. K. L. Nanjappa Nadiga residing at Krishnarajpet and S. Thimme Gowda *alias* Thammiah Gowda, Seelanere, Krishnarajpet Taluk, were declared by the Return Officer under sub-rule (1) of rule 101 of the Representative Assembly Rules 1940, to have been duly elected as members of the Representative Assembly for the Krishnarajpet Taluk General (Rural) Constituency;

And whereas an election petition was duly presented to Government under clause (a) of sub-rule (1) of rule 172 of the aforesaid Rules by Mr. K. S. Subbe Gowda, a candidate for the said constituency;

And whereas the Government of His Highness the Maharaja, in exercise of the powers conferred under the provisions of sub-rule (1) of rule 178 of the Representative Assembly Rules, 1940, by Notification No. 3834—C. B. 161-40-10, dated 16th April 1941, appointed Mr. C. Narayanaswamy Naidu, B.A., B.L., for the trial of election petitions and by Notification No. Rl. 3478—R. A. 113-40-3, dated 18th April 1941, transferred this petition to the said Commissioner, for a report in accordance with the provisions of rule 188 of the aforesaid Rules;

And whereas the said Election Commissioner reported that the election of Messrs. K. L. Nanjappa Nadiga and S. Thimme Gowda *alias* Thammiah Gowda from the Krishnarajpet Taluk General (Rural) Constituency to the Representative Assembly was void;

And whereas the said Messrs. K. L. Nanjappa Nadiga and S. Thimme Gowda, the candidates duly elected having filed an appeal under rule 190 of the Representative Assembly Rules to the High Court against the decision of the Commissioner, the High Court have, in accordance with sub-rule (2) of rule 190 of the aforesaid Rules, forwarded to the Government a copy of their judgment delivered in respect of the appeal;

Now therefore the Government of His Highness the Maharaja, in exercise of the powers conferred by sub-rule (1) of rule 191 of the aforesaid Rules, are hereby pleased, in accordance with the judgment of the High Court, to declare that the notice of candidature of the petitioner Mr. K. S. Subbe Gowda was improperly rejected, that the elections of Messrs. K. L. Nanjappa Nadiga and S. Thimme Gowda *alias* Thammiah Gowda, as members of the Representative Assembly from the Krishnarajpet Taluk General (Rural) Constituency are void and that each party may bear his costs, and to order further that a bye-election be held in respect of the aforesaid constituency.

By Order,

H. V. NARAYANA RAO,
Secretary to Government,
Law Department.